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CLERK, U.S. DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA

'08 CR 2032 JLS

DEPUTY

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

January 2007 Grand Jury

UNITED STATES OF AMERICA, Plaintiff, v. JOSE BAUDILO GASTELUM, Defendant.	)	Criminal Case No. __________ **I N D I C T M E N T** Title 8, U.S.C., Sec. 1324(a)(2)(B)(ii) - Bringing in Illegal Aliens for Financial Gain; Title 18, U.S.C., Sec. 2 - Aiding and Abetting Title 8, U.S.C., Secs. 1324(a)(1)(A)(ii) and (v)(II) - Transportation of Illegal Aliens and Aiding and Abetting; Title 18, U.S.C., Sec. 3147 - Commission of Offense While on Pretrial Release

The grand jury charges:

Count 1

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Jose Alberto Toledo-Corrales, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien for the purpose of commercial advantage and private financial gain; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii), and Title 18, United States Code, Section 2.

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Count 2

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Jose Alberto Toledo-Corrales, had come to, entered and remained in the United States in violation of law, did transport and move said alien within the United States in furtherance of such violation of law; in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and (v)(II).

Count 3

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Blanca Morado-Lopez, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien for the purpose of commercial advantage and private financial gain; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii), and Title 18, United States Code, Section 2.

Count 4

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States knowing and in reckless disregard of the fact that an alien, namely, Blanca Morado-Lopez, had come to, entered and remained in the United States in violation of law, did transport and move said alien within the United

States in furtherance of such violation of law; in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and (v)(II).

Count 5

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Ernesto Martinez-Mosqueda, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien for the purpose of commercial advantage and private financial gain; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii), and Title 18, United States Code, Section 2.

Count 6

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Ernesto Martinez-Mosqueda, had come to, entered and remained in the United States in violation of law, did transport and move said alien within the United States in furtherance of such violation of law; in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and (v)(II).

Count 7

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Jorge Ortiz-

Gonzalez, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien for the purpose of commercial advantage and private financial gain; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii), and Title 18, United States Code, Section 2.

Count 8

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Jorge Ortiz-Gonzalez, had come to, entered and remained in the United States in violation of law, did transport and move said alien within the United States in furtherance of such violation of law; in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and (v)(II).

Pretrial Release Allegations

It is further alleged that defendant JOSE BAUDILO GASTELUM, committed the offenses charged in Counts 1 thru 8 while he was on pretrial release for felony charges in Criminal Case No. 07CR3318-JLS, and therefore is subject to an enhanced penalty of not more than one year of imprisonment per count, pursuant to Title 18, United States Code, Section 3147.

DATED: June 18, 2008.

A TRUE BILL:

Foreperson

KAREN P. HEWITT
United States Attorney

By:
CHARLOTTE E. KAISER
Assistant U.S. Attorney